IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.19546 of 2008
ZAKI AHMAD @ MD.ZAKI, S/O ABDUL MOGNI, RESIDENT OF VILLAGE- HASANPUR BARHARBA, P.S. – BAZPATTI, DISTRICT - SITAMARHI

--------- PETITIONER

Versus

1. STATE OF BIHAR
2. BABY TARRANUM, W/O ZAKI AHMAD, VILLAGE HASANPUR BARHARBA, P.S. BAZPATTI, DISTRICT – SITAMARHI, AT PRESENT WAHIMUL HAQUE, MOHALLA – BARIA, NEAR RAILWAY GUMTEE NO. 106, P.S. AHIYAPUR, DISTRICT MUZAFFARPUR

---------- OPPOSITE PARTIES.

4. 16/10/2008 Heard both the sides.

Petitioner apprehends his arrest in a case under Sections 498 and 34 of the Indian Penal Code.

It is submitted that the victim lady is not ready to live with the petitioner. Notices have already been sent by the lower court as well as from this very Court to the victim girl but inspite of two adjournments, she did not appear to object the prayer of anticipatory bail of the petitioner. It is further submitted by the learned counsel for the petitioner that the petitioner is still ready to keep his wife with full honour and dignity.

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Having regard to the facts and circumstances of the case, in the event of arrest or surrender before the court below within six weeks from the date of receipt of this order, petitioner Zaki Ahmad @ Md. Zaki is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Muzaffarpur, in connection with Complaint Case No. 1195 of 2005 corresponding to T.R. No. 2288 of 2006

subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

S.Ali **(Ghanshyam Prasad, J.)**

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